

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Probuilders Specialty Insurance Company,
RRG, a District of Columbia, Risk Retention
Group

Plaintiff(s),

CASE NO. 10-cv-05533-EJD

v.

Valley Corp. B., a California Corporation
formerly known as R.J. Haas Corp.; et al.

Defendant(s).

STIPULATION AND ~~PROPOSED~~ ^{PROPOSED}
ORDER SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- ☐ Non-binding Arbitration (ADR L.R. 4)
- ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- ☒ Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

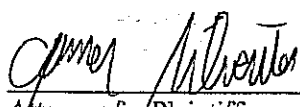
Private Process:

- ☐ Private ADR (please identify process and provider) _____


The parties agree to hold the ADR session by:

- ☐ the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*
- ☒ other requested deadline December 2, 2011

Dated: 8/31/11


Attorney for Plaintiff

Dated: 8-31-11


Attorney for Defendant

*Defendants Ty. Levine
and Karen Levine*

Dated: 8/31/2011

Chip Cox
Attorney for Defendant

Ronald J. Haas

When filing this document in ECF, please be sure to use the appropriate ADR Docket Event, e.g., "Stipulation and Proposed Order Selecting Early Neutral Evaluation."

[PROPOSED] ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

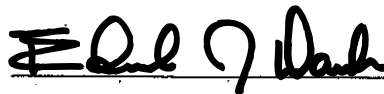
- ☐ Non-binding Arbitration
- ☐ Early Neutral Evaluation (ENE)
- ☒ Mediation
- ☐ Private ADR

Deadline for ADR session

- ☐ 90 days from the date of this order.
- ☒ other December 2, 2011

IT IS SO ORDERED.

Dated: September 6, 2011



UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE

I am over 18 years of age and not a party to the within action. I am employed in the County of San Francisco; my business address is Yaron & Associates, 601 California Street, 21st Floor, San Francisco, California 94108.

On August 31, 2011, I served the within:

STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS

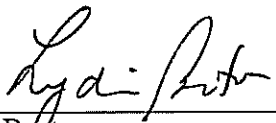
as addressed below, by causing a true copy thereof to be distributed as follows:

Chip B. Cox
GREENAN, PEPPER, SALLANDER &
LALLY LLP
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San Ramon, CA 94583
Tel. (925) 866-1000
Fax: (925) 830-8787
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*Attorney for Ronald J. Haas, an individual
and Valley Corp. B.*

Kim O. Dincel
HINES SMITH CARDER DINCEL BLAND
25 Metro Drive, Suite 600
San Jose, CA 95110
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Email: kdincel@hinessmith.com
Attorney for Karen Levine and Ty Levine

- (X) VIA U.S. MAIL:** I am "readily familiar" with the firms practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- () VIA HAND-DELIVERY:** I caused such envelope, to be hand delivered to the stated parties.
- () VIA FAX:** I caused such documents to be transmitted via fax to the stated parties at their respective facsimile numbers.
- () VIA EXPRESS CARRIER:** I caused such documents to be collected by an agent for Federal Express to be delivered to the offices of the stated parties.
- () VIA E-MAIL:** I caused such document to be sent via email to the offices of the addressees so designated.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on **August 31, 2011**, at San Francisco, California 94108.


Lydia Burton